

AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Massachusetts

2:21

Plainville Generating Co., LLC

V.

DTE Biomass Energy, Inc. and  
Plainville Gas Producers, Inc.

SUMMONS IN A CIVIL CASE

CASE 05 11210 GAO

TO: (Name and address of Defendant)

Plainville Gas Producers, Inc.  
c/o CT Corporation Systems  
101 Federal Street  
Boston, MA 02110

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Steven Ferrey  
Christopher L. DeMayo  
LeBoeuf, Lamb, Greene & MacRae LLP  
260 Franklin Street  
Boston, MA 02110

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

CLERK

(By) DEPUTY CLERK



JUN - 9 2005

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me (1)

DATE

June 10, 2005

NAME OF  
SERVER

BURTON M. MALKOFSKY

TITLE

Process Server / A Disinterested Person

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:

, MASSACHUSETTS

☐ Left copies thereof at the defendant's dwelling or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left:

Said service was made at:

, MASSACHUSETTS

☒ Other: By handing true and attested copies thereof to Gail Brown, Fulfillment Specialist for CT Corporation Systems, RegisteredOnly Authorized Agent for the within-namedDefendant, Plainville Gas Producers, Inc.

Said service was made at:

101 Federal Street, Boston

, MASSACHUSETTS

## STATEMENT OF SERVICE FEES

SERVICE FEE \$ 40.00 Trips

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on June 10, 2005

Date

Signature of Server

One Devonshire Place, Boston, Massachusetts

Address of Server

## ADDITIONAL INFORMATION

PLEASE NOTE THAT IT WAS NECESSARY TO MAKE \_\_\_\_ ATTEMPTS BEFORE MAKING PROPER SERVICE.

Date Time Remarks

FEE

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

TOTAL

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.